r/MtF • 3mo ago
JessicaPink703 Legal Researcher

Where We Go From Here after Orr v. Trump - From Legal Researcher Behind Case

Bad News

Everyone, it deeply saddens me to report that the Supreme Court has overturned the *Orr v. Trump* preliminary injunction allowing Transgender and Non-binary Americans to update their Passports to match their true gender. While I was previously optimistic at our prospects after a recent shadow docket ruling in our favor a few weeks back, the nearly identical legal principles obviously did not last in the wake of the right's backlash after Charlie Kirk's death.

The legal norms in our country and the last guardrails against dictatorship have largely failed, and I need to put this out there so everyone is prepared both with **what happens next with both Passports and our survival** in the United States as a whole.

[1] Those with pending Passport applications will likely get theirs back with the wrong gender marker. Getting out of the country with a proper gender marker isn't completely hopeless though. The states of Washington, Michigan, Minnesota, Vermont, and New York (who all allow gender changes) do still offer Enhanced Driver's Licenses & State IDs that can be used to enter Canada, Mexico, and some Caribbean countries via a land or sea border to their residents. **Those with *Orr* Passports who want that extra security may want to relocate to one of these states, New York most famously has a Right to Shelter mandate and many programs for those without resources.**

[2] Those who got their Passports under the Orr v. Trump injunction **are still valid** for the time being. It has long been my speculation that, as the government has stated in court filings, it will be near logistically impossible to go through to revoke and re-issue every Passport issued under the injunction over the last several months due to already stretched staffing and almost no extra funding. The government stated it would cost $130 plus an hour of staff time, at minimum, to revoke and re-issue just one Passport. Capacity and funding they don't currently have. The ACLU also noted in prior filings that there appears to be no legal authority for them to do so. I've always seen it as **more of a scare tactic than a practical threat**. And even if that did magically happen, you may still be able to use your revoked Passport to apply for asylum internationally. **If you have it in your hand, use it! <3**

[3] Remember that Passports function as a Real ID Photo ID, Birth Certificate alternative, and Travel Document **all in one**. This has been the way for those in red states to still legally transition in spite of state laws. **Keep that multifunctionality in mind even if you won't use it for travel!**

[4] Finally as a political nerd, the parallels to the reaction to Charlie Kirk's death are overwhelmingly mirroring the response to the Reichstag Fire in 1933 Germany. They have finally captured the power they wanted, with our country having no easy way back. If we look at any authoritarian regime (take Russia for example), taking people off-the-air preceded persecution. It always does. As things get worse, I encourage everyone to either have a concept of a plan on how to quickly evacuate either out of state or country as necessary, or if that's not possible establish those strong roots with your local community to serve as your protection.

It's been the honor of a lifetime to help spark this case and be part of how much good that has come out of it; in spite of its bittersweet conclusion for now. Those of us involved got to provide the chance in this brief window for access to freedom, opportunity, and hope to millions of marginalized people in one of the darkest chapters of American history. This act of resistance will be remembered.

I'll still be here for absolutely anyone I can still help in any way, and will after that be off to my next Trailblazing adventure helping others.

With love for each and every one of you, Jessica J. <3

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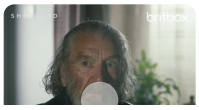

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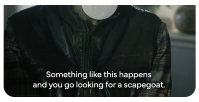

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jester32 • 3mo ago
Transgender

I believe in the briefing that if they were to win at the SC, then their intention was to revoke those issued during the injunction. I don't know how this stay plays into that.

131 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

As I've explained in my post, that has some serious logistical headaches for them. Due to how long the injunction has been in place, the number of Passports without that funding and staff are not going to be something that can get done quickly, even if he illegally steals the money and staff. This is why my note in the bottom of #1 is **so important** for those in red states, get to where you won't be legally detransitioned and can still get out of the country if needed.

64 Reply Award Share 9732 ···

translunainjection • 3mo ago
Trans Bisexual

So then folks with Orr passports can relax unless they pass a bill adding funding to revoke? Or will they use fascist magic to find the funding? (Like they always seem to do for wars and bailing out billionaires).

How about passports with the gender marker changes under Biden or a previous president? Could those be revoked?

24 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Biden or previous Presidents will not be touched until their expiration date. We just don't know yet for those issued under the Orr injunction.

17 Reply Award Share 3717 ···

emilysunfire • 3mo ago
trans girl - she/her

Do you think there's a chance we will have issues leaving or general travel issues if someone has an X gender marker (or otherwise) under this if they have a Biden-era passport? Or do you anticipate they will pass further legislation to build upon all this?

6 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

I do not believe this will be a problem, just remind any security or gate agent that they need to select any binary sex to override any error they get for an 'X' marker in the APIS system.

6 Reply Award Share 1918 ···

Choppedl-iver • 3mo ago

I don't really understand what you mean for people in red states by "get to where you won't be legally detransitioned"

Are you saying that people in red states with the wrong passport are in trouble of being in trouble?

Also, if they revoke the passports of people with gender that doesn't make their assigned sex, do you think they will reissue with wrong marker (that matches assigned sex), or those people just won't have a passport anymore?

u/nikor
Nikki, I
Nikki (A

u/drew
Glitter-

u/Head
Sylvia

u/Chipı
Assign
Michael

u/Reve
a godd

u/Angr
Spiderq

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Reddit, Inc. © 202

Also, thank you for your work and help 💜

7 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

They stated in court that if they do, they will re-issue with the wrong sex (which can cause all sorts of issues with security). By being legally detransitioned, I was referring to those who had their *Orr* passport as their only form of accurate identification in case it is revoked.

19 Reply Award Share 2494 ···

WatchThatLastSteph • 3mo ago
Trans Pancake

Texas has already been trying to pass a law essentially making us liable for criminal fraud charges if any ID doesn't match up, as an example. They tend to be the vanguard for this kind of crap, them and Florida both.

16 Reply Award Share ···

1 more reply

4 more replies

1 more reply

kanto_k1rika • 3mo ago

If we don't have the right passport yet, are we screwed? My future depends on having the right passport within the next few years...

76 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If the worse case scenario does come to pass with them eventually revoking them (which will take time and might not happen), what I put at the end of #1 is really the only backup option. If one of those countries it to where you are heading, you'll be fine. If not, I'm kind of out of options 💔

48 Reply Award Share 6110 ···

kanto_k1rika • 3mo ago

I've made peace with what will probably happen to me soon. At least I won't feel like shit every day anymore

16 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If you are traveling to Canada, Mexico, or the Caribbean, what I put at the bottom of #1 remains an option. If not, I don't have any solutions, I'm sorry 😞

11 Reply Award Share 3461 ···

kanto_k1rika • 3mo ago

It's not your fault, you did everything you could to help us. I've made peace with the likelihood of dying in my 20's, I won't have to live in a world that doesn't care about me anymore

13 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Asylum in some of these other counties, who are not as conservative as ours, is still possible under #1 with your true gender. Plus, blue states might be able to fight the tyranny by resisting federal overreach. All hope is not lost yet! <3

24 Reply Award Share 1819 ···

14 more replies

BigInternational5720 • 3mo ago

Please don't hurt yourself. Don't give up hope. We are all going to fight together. You have people who stand with you and love you.

13 Reply Award Share ···

1 more reply

1 more reply

ComedianStreet856 • 3mo ago
HRT 11/2023. SRS 10/2025.

I pretty much gave up on leaving the US and particularly the area of NY, NE and the mid Atlantic anyway. This really sucks for those that need or want to travel, but if things head in the right direction again, hopefully we can get our rights back and maybe even more protected.

53 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

We need all the optimism we can get in this dark moment, just remember that what I put in #1 is a backup for a way out and it's not a done deal for if and when these Passports are to be re-issued.

21 Reply Award Share 3359 ···

ComedianStreet856 • 3mo ago
HRT 11/2023. SRS 10/2025.

Thank you for your work on this.

7 Reply Award Share ···

Trustic555 • 3mo ago
Christina, Trans Woman - HRT 4/20/2025

I am hopeful that a future administration will codify trans rights.

23 Reply Award Share ···

dvlinblue • 3mo ago
Vee

Correct me if I am wrong, the courts ruling today only allows this policy to remain in place until the full case can be heard. Correct or no?

45 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Correct, but in the interim, shadow docket precedent functions as binding 'in like cases' as it works its way up the ladder. And once it eventually does get back up to the Supreme Court, how they ruled on the shadow docket almost always is how they rule on the merits docket. I do not expect a change.

51 Reply Award Share 3654 ···

ChloeTheGreekGoddess • 3mo ago

Question for myself - I have a passport with my prior to transition info - deadname / old gender - if I wanted to update it to new info - chosen name at least, gender marker...if at all possible - what part of this ruling atm would that impact? If I am understanding right it would make it so I couldn't change the "Sex" marker on it?

5 Reply Award Share ···

Only_Opinion4125 • 3mo ago

It should only impact your gender change. Name change still falls under other rules.

7 Reply Award Share ···

5 more replies

9 more replies

QitianDasheng2666 • 3mo ago

Yeah but it's a pretty clear indication of how they're going to rule on it.

13 Reply Award Share ···

3 more replies

MtF_Rylee • 3mo ago
Trans Lesbian...Mostly ;)

The court's ruling today is effective immediately. The State Department will stop honoring the injunction. This was a shadow docket ruling so it's effective as of today. There may still be a merits docket on this case where it will be heard but it's highly doubtful the merits will change the outcome. This is per Jessica, the OP, in our DM regarding my attempt to get my passport before this ruling.

8 Reply Award Share ···

1 more reply

countvonruckus • 3mo ago
Melody (she/her)

It's probably also worth noting that the State Department refusing to recognize our real genders doesn't mean this is a complete ban on trans people travelling or having passports. I still have mine and will need to renew it under my incorrect gender now, but it's not like it's invalid now. I just need to go through what is a regular indignity of travelling identifying as trans. I don't fully pass anyway so it's not as if border guards or TSA agents don't know I'm trans. If it becomes necessary to flee the country then I can apply for a correctly gendered ID in that country, though until I can get a passport from another country (way down the line) I'll have to identify as trans when I travel internationally, which limits my international travel options for if I fully pass someday.

It sucks hard. I got my Driver's License Real ID with the F gender marker and my name has been legally changed, but when I renew my passport here in a couple weeks I'll have to get the M marker on it now. A future administration will hopefully reverse this policy and I can update it then. If the election results from Tuesday are any indication then hopefully we'll see this whole Project 2025 lunacy stall out when Republicans continue to lose elections. If a Democrat president gets back into office someday, reversing these kinds of policies would be very popular.

46 Reply Award Share ···

throwaway92104129 • 3mo ago

Mostly agreed, it’s becoming clear that anti trans scapegoating increasingly isn’t enough to get past the much more widespread failures this administration has. They’re trying to make an enemy out of everyone and it seems to be hurting their votes more and more. People don’t remember house sessions or senate sessions, they remember presidents. This shutdown plus ACA and tariff fallout will poison the R symbol on the ballot for years to come

25 Reply Award Share ···

countvonruckus • 3mo ago
Melody (she/her)

Yeah, I really think they lost some demographics more or less permanently. Bigots and religious nuts will always vote for them but people voting R because they think Republican economies are better for them have had that illusion shattered hard. Same with civil servants, many of whom were very conservative but now know they'll get absolutely hung out to dry by Republicans. That trust doesn't come back quickly so the Republicans will need to overhaul their image if they hope to win that back. Virginia went from being purple with a MAGA governor to a 15 point landslide for a Democrat and a near complete sweep of all offices on the ballot on Tuesday. That's a really, really good sign since the Republican strategy here was just MAGA and transphobia and it was a total loss. Our opponents need to keep their momentum to keep rolling out Project 2025, and this was a brick wall for them. Failing at that agenda is the worst possible thing for them so this could be a major turning point in our favor.

Hope springs eternal, in spite of everything. I really believe we'll see a brighter future someday in my lifetime.

4 Reply Award Share ···

2 more replies

JessicaPink703 OP • 3mo ago
Legal Researcher

In case you need to flee the country and need an accurate travel document, see #1.

10 Reply Award Share 1307 ···

countvonruckus • 3mo ago
Melody (she/her)

"Accurate" is kind of the word at issue. If I present a passport at the airport that has my deadname and M gender marker on it, it's "accurate" according to the State Department's

deadname and M gender marker on it, it's "accurate" according to the State Department's record of me. I've travelled that way for a while now. It sucks, but it doesn't bar me from travel. They don't check my hormones at the border to see if I've got the hormone profile of a woman (and I do); they just check if my passport is valid. By their logic, I'm a man travelling on a valid US passport and that's enough to leave the country.

9 Reply Award Share ···

2 more replies

2 more replies

accountforskyrimmods • 3mo ago

Why isnt anyone doing something.

181 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If we look 100 years ago to Germany, apathy is what allowed the Nazis to take over without much resistance. This is what is happening with much of America right now, with only a few states still being awake and ready to fight this out. Those of us, like me, in red states need to be getting out now (to either out of state or country).

232 Reply Award Share 6567 ···

Lavender_Scales • 3mo ago
She/They

This is why we need to stick up for ourselves, and organize in our community, we're stronger together

67 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Agreed, I'm off from Indiana to New York soon enough myself. We need to get to places where we can stick together and keep each other safe. <3

60 Reply Award Share 3445 ···

dvlinblue • 3mo ago
Vee

Im in NYC, if you end up in the area, check out Callen Lorde. They are an amazing organization that help so many with gender affirming care as well as basic health care.

36 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Thank you, I really appreciate it! Looking right now for those who might be able to help me navigate DHS with my transgender status and complex disabilities. It's really my only shot at getting somewhere safe.

17 Reply Award Share 1786 ···

dvlinblue • 3mo ago
Vee

DHS is a pain in the ass... feel free to DM me and I can talk you through what has to be done.

8 Reply Award Share ···

tembies • 3mo ago

The LGBT Community Center (usually just The Center) also has a ton of resources and is a great starting point to connect to the broader queer community in the city. No matter what anyone does, in NYC we take care of each other <3

8 Reply Award Share ···

1 more reply

Alisnumeria • 3mo ago
Trans Pansexual

is it worth it for a homeless unemployable gal such as myself to leave San

is it worth it for a homeless unemployable gal such as myself to leave San Francisco and flee to NYC now that y'all got that new mayor? do things seem to be getting better? or too soon to tell?

4 Reply Award Share ···

dvlinblue • 3mo ago
Vee

He hasn't taken office yet. There is no way of knowing, however, Kathy Hochul the Governor has come out and blatantly stated she will protect trans rights. I can't tell you what to do. I can't tell you what the future holds. I can tell you I feel safe here, and I will not leave unless I am dragged out.

4 Reply Award Share ···

2 more replies

jester32 • 3mo ago
Transgender

These kinds of things were signed sealed and delivered right when RBG died, unfortunately.

49 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

I'm starting to see that now, and how misplaced my blind optimism after the partial APA win in *NIH v. APHA* was. They are willing to destroy their own guardrails from a month ago if it means hurting trans people.

32 Reply Award Share 2390 ···

myaltduh • 3mo ago

It makes me worried the *Obergefell* and *Bostock* precedents won't count for much of those questions end up in front of the court.

Unfortunately a bunch of right-wing lawyers and politicians are doubtless thinking the same thing.

14 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

They are set to discuss whether to hear a case to overturn Obergefell tomorrow on November 7th.

I predict going forward that Bostock is going to be seen increasingly in a very limited sense that you can't fire them directly for being transgender. But using the 'wrong bathroom', going by something else than a 'birth sex', or 'sex exclusive' uniforms are all going to be excuses to undermine it.

11 Reply Award Share 733 ···

4 more replies

Anarchy_Cardinal • 3mo ago

This system has been crafted to keep us from doing anything. Our healthcare is tied to our job, our job is required to pay for shelter, being homeless is criminalized, we don't have enough PTO to take off to do something.

We have to build networks of mutual aid, to help one another, and we have to stomach the fact that in order to enact change, we will be very uncomfortable for a bit.

12 Reply Award Share ···

Sosogreeen • 3mo ago

I'm all ears for your suggestions on what CAN be done?

7 Reply Award Share ···

IshyTheLegit • 3mo ago • Edited 3mo ago

If you aren't just hoping for the best like me,

Taking care of yourself

Practise mutual aid (volunteer at a soup kitchen to build solidarity with the disenfranchised and unemployed)

First Aid Certification

Attend anti-fascist protests

Unionise your workplace

Running for local office

Range day with your local Socialist Rifle Association (1/3 LGBT, 8% Trans)

Collective action is easier than individual action.

7 Reply Award Share ···

Irbricksceo • 3mo ago

Because, what CAN we do? Honestly, that's the question of the day. How do you stop something when the levers of power designed to keep it in check refuse to do so?

22 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Get to somewhere that is still resisting, and hold out to your community for the fight. Liberal America will not go silently into the night, the resistance is there.

9 Reply Award Share 1668 ···

CanamarkUnion • 3mo ago

Propaganda. The US saw what can happen when people actually fight back with violence and the government put a LOT of effort into ensuring people felt like peaceful protest is the only way, and they continue to control them to be peaceful via these little costume parties they call protests.

That being said, Trump is doing terribly at keeping this the case. He tries to silence the already peaceful protests, a dumb move- When peace is impossible revolution is inevitable. He also had the human rights and social issues since he was inaugurated, and with the shutdown his cronies are creating an economic issue. All of this together historically means he is practically begging for a revolution.

4 Reply Award Share ···

2 more replies

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Plexiii13 • 3mo ago

This is awful, I really thought maybe this one would go our way :(

I want to thank you for your guidance on Reddit the last few months, it was your messages and information that helped keep me informed and helped me get my own passport updated under the stay a few weeks back. I'm sure many others in this community and others can say the same. It's been such a great help and I'm so sorry for everyone working the case that it went this way. Hopefully the final ruling on the case is more in our favor, but it's clear we're playing an unfair game where the rules keep changing and the law has no meaning.

21 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Completely agree and thank you, this is my mission moving forward and has been for a while: “My goal longer term here with Orr is to deliver these millions of transgender and nonbinary people from the end of our union to the world which comes after. From one chapter to the next! ❤️”

9 Reply Award Share 1986 ···

rho75901 • 3mo ago
Lyra | she/her | HRT since 08/30/21 | End CGM

Things feel so hopeless

21 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

It does, but there are small amounts of hope still there, as I’ve said in my post. Hang in there! <3

11 Reply Award Share 2134 ···

Trustic555 • 3mo ago
Christina, Trans Woman - HRT 4/20/2025

Thank you for all your efforts. I was hopeful on this, but doubtful.

14 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Stay safe, protect yourself, and hold out. We will make it through this, someway, somehow. <3

4 Reply Award Share 1329 ···

Trustic555 • 3mo ago
Christina, Trans Woman - HRT 4/20/2025

Yes, we will. I am thankfully in a safe state that protects trans people. I will be "male" federally and "female" state level. I guess when I travel to Mexico for a surgery in a few years, likely, I will be a fem guy named Christina :D.

4 Reply Award Share ···

[deleted] • 3mo ago

2 more replies

Alternative_Carpet39 • 3mo ago

I’m just messaging from Australia to say how sad I am that your country is going in this direction, and that I hope after your next presidential election things change and the US shifts back to a more accepting landscape. It must be incredibly frightening for trans people in the US at the moment. Stay safe xx

12 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

The best thing you can do right now is to push to acceptance and support of American Asylum Seekers who come to your country. Contact local aid groups, your representatives, and be active in your community. Do not let your country become like ours.

10 Reply Award Share 1205 ···

1 more reply

Wheniseeipee • 3mo ago
Typical cat enjoyer ^.^

Never had the money to do my passport and by the time I did all this shit was happening, live in Florida so there’s the added hang up of my birth certificate bullshit. I’m fucking tired just straight up. The Supreme Court fails everyone time and time again and even when they don’t they just get ignored. It feels like we are inching closer and closer to a breaking point and it’s terrifying.

10 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Get a bus ticket somewhere safe, rooting for you! <3

5 Reply Award Share 885 ···

No_Panic_4999 • 3mo ago

Are they still redoing it as a class action, or was this in response to that before the federal judge even ruled on it?

Remember to breathe friends. 3.5 yrs. That's still horrible and it's even more insane Americans legal genders and military service is forcibly switched every 4 yrs at the flip of a coin.

But some people sounded confused like it's a law that stands.

This is does NOT make it a real law. It's an administrative policy of the current POTUS. Same thing with military ban. SCOTUS is saying they won't stop him. Which is terrible.

But There is nothing POTUS or SCOTUS can do to make actual laws that lasts longer than Trump/Vance.

Only congress can do that. The next president can choose to rescind or renew Trumps EOs.

Even the most conservative Democrat POTUS will rescind ALL of Trumps EOs on the first day. The Party keeps track of them.

Refresher....To pass a law a bill has to be written in House committee then get out of committee, pass a House vote, then go to Senate committee, then be rewritten by senate, pass a Senate vote then go back to house and pass a 2nd house vote.

I dont see this type of thing (or really anything period) getting through the Senate. Even with Republican majorities, the Senate took out the ban on adult trans care House Republicans tried to sneak through the Medicaid bill this year. And the Republican Senate leader has no intention of nuking the filibuster.

I wonder if Trump purposely asked them to do the "emergency" shadow docket on election day to piss on the expected wins of Dems.

And we wiped the floor with them. That's a start. Mourn this decision, but stay energized, organize, or plan your mutial aid or emgration, most importantly self care.

Remember lots of people think what's happening to us is terrible. And alot of moderates, independents and even working class populist are regretting Trump, girl is giving Hoover in 1930.

Take heart.

9 Reply Award Share ···

3 more replies

bellyfold • 3mo ago

go to helpmeleave.us

it's a site specifically set up to help targeted folks get out. there's a discord as well, though keep in mind it does have a waitlist to join.

8 Reply Award Share ···

1 more reply

IniMiney • 3mo ago

my birth certificate says female, fuck them

8 Reply Award Share ···

MARCVS-PORCIVS-CATO • 3mo ago

Damn... I was hoping we had a little more time :(I was holding off until I got my name changed...

7 Reply Award Share ···

3 more replies

Madam_Monkes • 3mo ago

I had thankfully gotten my passport handled while *Orr* was still in effect but this is fucking awful. My heart goes out to trans people who will be forced to have an incorrect passport

6 Reply Award Share ···

1 more reply

repofsnails • 3mo ago

I lost my passport on the train this past week, I'm so sad, it was my most prized possession. And if the provisions to restore government funding include that proposal against trans ppl, I may not be able to get ffs phase 2 in December because the hospital might stop trans care. And then I won't be able to afford facial harmony. And if the flight delays/10% cancellations announced today affect me I might not be able to fly home from the current ffs stage 1 recovery that I'm going thru. I'm kind of going thru it 😭😭 and my parents don't accept me. I feel so lost

6 Reply Award Share ···

2 more replies

Authenticatable • 3mo ago • Edited 3mo ago
🕯️ HRT for 36yrs (yes,3+ decades). Married. Straight. Twin.

First and foremost, salute to you and your tireless efforts u/jessicapink703.

Secondly, a worthwhile read for those wanting a deep dive on the ruling from LawDork, an attorney and SCOTUS reporter:

https://www.lawdork.com/p/scotus-trump-rubio-passport-policy-stay-order

"Honestly one of the worst, most disturbing paragraphs — on the basis of process, substance, and effect — I've read in a Supreme Court order or opinion in a very long time":

https://bsky.app/profile/chrisgeidner.bsky.social/post/3m4yulxdxqs2dg

6 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Completely agree with that logic, they have effectively nuked the last of the guardrails of the constitutional scaffolding that keep the country functioning way beyond transgender rights.

This effectively means as long as this shadow docket precedent remains in effect, the government can nuke any APA, procedural, or animus claim by citing a 'national security' or 'foreign policy' interest, no matter how benign. It's dangerous when the government has a way to not have to explain what the policy is, its rationale, or its implementation.

5 Reply Award Share 488 ···

One-Organization970 • 3mo ago
She/Her | HRT 2/22/23 | FFS 1/03/24 | SRS 6/11/24 | VFS 2/28/25

This is so fucking bad, holy shit.

5 Reply Award Share ···

dustiwang • 3mo ago

Very sad day for all our trans siblings. I was lucky enough to get an Orr passport, worried now tsa might try and confiscate it. Probably an irrational fear but think i'll try to get a real id and keep the passport close.

5 Reply Award Share ···

4 more replies

GGf1994 • 3mo ago
NB MtF

Did the Supreme Court issue a reason as to why they require passport to designate the person center? Why hasn't there been made any efforts to completely eradicate gender requirements together? If the American medical Association recommended removing sex and gene defamations birth certificate, the same should be true for government, IDs, and passports, especially because the more and more intersex people come out of the woodwork, the more and more challenging it would be to prove someone's biological sex. Is it time that we call a second American revolution, especially with the government shut

down dragging on?

5 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

To tell you the truth, I don't know if we'll still have a country a year from now. Institutions are failing en masse, resistance from states is at an all time high, the guardrails are coming off. The only other period that this really mirrors in our history is the lead up to the US Civil War. We are in dangerous territory right now.

4 Reply Award Share 305 ···

2 more replies

1 more reply

The_Chaos_Pope • 3mo ago

I'm in Minnesota and I changed my gender marker on my Driver's License earlier this year.

I walked into the DMV, filled out the renewal paperwork for my driver's license and changed my gender marker when I filled out the paperwork.

Went up to the counter when my number was called. The DMV worker asked if there were any changes from my previous license. I noted everything that had been changed including the gender marker. She said "Okay, no problem."

I had gotten my DL upgraded to the Real ID version 4 years earlier.

According to Minnesota law, gender on state issued IDs is entirely self reported and doesn't require any paperwork.

5 Reply Award Share ···

1 more reply

Seradima • 3mo ago • Edited 3mo ago

I wanna personally thank you, Jessica. I don't know if you remember my name but I've talked to you a lot about this stuff happening; from just starting to get my name legally changed this april to finally getting my passport in July.

Honestly, I just deeply regret not having changed my name and legal sex in the decade since I started transition. I always ut it off because I didn't know how my family would react. And it bit me right in the ass now.

I really, really appreciate everything you've done for us. I have a passport that says F, at least for the time being. And I'm hoping against hope that they don't revoke it before I'm able to move. I'm putting in all the effort I can to move to Germany as soon as possible. I was hoping to save up more money to leave in the middle of next year but it looks like I need to speed things up.

If they revoke it after I'm in Germany, then I don't give a fuck because I'm not going to leave that country until naturalization (Unless the AFD take over, which will be after I naturalize and can gtfo to another EU country)

5 Reply Award Share ···

1 more reply

eveprog • 3mo ago

Remember, trump is not immortal. He will die before you. When that happens there's gonna be a huge power grab. Which means all these republicans that already claw at each other trying to get trumps approval, will fully devour each other and split into factions.

5 Reply Award Share ···

1 more reply

[deleted] • 3mo ago

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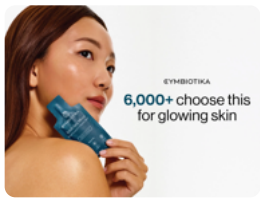

RoughCoffee6 • 3mo ago

Not surprised. Devastated, but not surprised.

4 Reply Award Share ···

chubby_cat_girl • 3mo ago
Trans Bisexual

:(well guess I can't change my gender on my passport now.....

4 Reply Award Share ···

2 more replies

Skip to main content

Newageyankee • 3mo ago

Yes because of the info on this Reddit I was able to update within a year of my expiration instead of waiting until it expired and possibly dealing with this admins transphobic policies.

4 Reply Award Share ···

OrganizedMess732 • 3mo ago

Any idea what will happen if your passport is being processed currently and you have already sent the attestation in?

4 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

You are in for an interesting coin toss, how fast the employee handling your application decides to move before formal guidance to stop issuing Orr passports come down.

5 Reply Award Share 875 ···

1 more reply

ProfessorLong8267 • 3mo ago

I just submitted my 15 year-old's first-time FTM US passport application last month with the Attestation, which they turned around in less than 2 calendar weeks. If this Administration actually makes the concerted effort to spend the money and time involved to individually rescind and replace each passport issued with the Orr v Trump Attestation I honestly don't have words anymore and will continue to pursue my Citizenship by Descent joint application with my two children to my familial EU country of origin.

4 Reply Award Share ···

1 more reply

DeadPants182 • 3mo ago
NB MtF

What does that mean for my passport, which I updated to list my sex as female during the Biden administration?

8 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Nothing, it remains valid through its expiration date. I'm in the same boat with you there.

10 Reply Award Share 1331 ···

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HELLHOUNDGRIM • 3mo ago
Helios | They/She | HRT: Jun 13 2024

What do I do? My birth certificate and license both have an X on them. The last time I had a passport was when I was a minor over 10+ years ago.

My love of my life is Canadian. Do I just apply when I have money, cite the bullshit order, and force them to just give me one with F?

I'm at a loss here. I can't choose M because I pass too well. They won't say it's me in the photos, but also if I choose F, aren't I lying to the federal government because my IDs don't match my passport application?

3 Reply Award Share ···

MtF_Rylee • 3mo ago
Trans Lesbian...Mostly ;)

You'll have to choose M. The point of this ruling is to out us, humiliate us, and force us into dangerous situations with a passport that does not reflect how we look. They won't give you an F after this ruling, even if you had all your documents (driver's license, SSA, birth certificate, etc) updated to F.

9 Reply Award Share ···

1 more reply

Newageyankee • 3mo ago

I will say the importance of loving to a blue state is heightened now. Most blue states will update your passport with proof of identify documents completely within that state. So maybe California and others will just send in the apps with the correct gender marker.

Similiar to how conservative “clerks” would refuse to validate gay marriages because of “conscience”

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

I think you’re referring to Driver’s Licenses and IDs, since Passports are controlled by the federal government?

6 Reply Award Share 645 ···

16 more replies

kid-on-the-block • 3mo ago

Since this case was on a preliminary injunction, is there still hope for a window of opportunity after the 1st Circuit of Appeals makes a decision and if they rule in favor of Orr? I expect SCOTUS to take up the case and vote in favor of Trump if this happens but maybe there is a small opportunity to change my passport between the Appeals decision and SCOTUS's decision.

3 Reply Award Share ···

1 more reply

karns01 • 3mo ago
Trans Bisexual

If you have a birth certificate that matches your proper gender and doesn’t say amended on it can you still “sneak through”?

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Nope, because you’re almost certainly already in their database from any one of a number of potential datapoints.

4 Reply Award Share 371 ···

TheSwordDane • 3mo ago

The problem for many is that the most protective blue states are also very expensive and unaffordable for many. The difference between monthly living expenses, and renting a house or townhome for a family of 4-5 ppl in mid-sized towns of NC versus NY, CA, MA, RI, etc is quite big.

3 Reply Award Share ···

3 more replies

TheBladeron • 3mo ago
01/20/2022

If I have known this would happen, I would've gotten a passport on my credit sooner :/

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

It is comments like these that hurt me, because I did everything I possibly could to warn people. Yet it was never enough. Consider your backup options like in #1, In so sorry 💔

5 Reply Award Share 412 ···

1 more reply

Veronyn • 3mo ago

This just might be the last warning sign before shit well and truly does hit the fan. Those of you with the means and resources to do so, leave asap

3 Reply Award Share ···

1 more reply

Jazzlike-Car-2596 • 3mo ago

What does it mean for those of us who have had their sex marker changed on their birth certificate, drivers licenses, and every legal document except for social security and have never applied for a passport? This is my situation I really don't know what to do and am really scared.

3 Reply Award Share ···

3 more replies

Lesliemcsprinkle • 3mo ago

Thanks for your efforts. Not sure if this angle was argued - but a Birth Certificate is a terrible form of ID. As was brought up by Comey-Barrett - some elements are un-changeable, like birth date and place of birth. Other facts are changeable - I'm no longer 7 pounds 1 and a half ounces. I'm no longer 22 inches tall. Nothing on the birth certificate shows how you look or live. A serious document like a Passport should be REQUIRED to reflect how its owner looks and lives.

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

And that's why the government is supposed to be able to use multiple sources to discern a determination on the validity of each piece of information, assuming it complies with both policy and law. Your points on that a Passport should functionally say how someone appears is why this decision is so especially fucked up, effectively giving the green light because of your own personal animus against trans people as a judge.

3 Reply Award Share 271 ···

vriska1 • 3mo ago

Do you think the elections this week will not change anything much? What about the midterms.

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Benjamin Franklin said this quote that I think best sums up this moment in our history:

"You have a republic, if you can keep it".

I'm not confident that we can keep it, the union could very well fail under the current strains without any guardrails of the constitutional scaffolding left.

3 Reply Award Share 285 ···

Liladent • 3mo ago

for those of us who changed our passport genders before the injunction, is there a risk of revocation? or is that currently just an idea by the government for passports issued during the injunction?

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Just those issued during the injunction could theoretically be subject to it.

3 Reply Award Share 644 ···

1 more reply

Humblybumbles • 3mo ago

I'm one who got my passport with an attestation and received the new one with my correct Gender. I've been working on a visa and had planned to get out around late January - should I be worried? Could they potentially just revoke passports and not issue any new?

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

I have my doubts about the logistics of it happening before then, but it is possible in theory if they break the law. #1 is your best backup option, assuming one of those countries in where you are going.

1 Reply Award Share 477 ···

1 more reply

VulgarUnicorn182 • 3mo ago

Maybe I missed something, but if I have the "wrong" gender marker on my passport (I'm MtF and will now likely have a M designation on my passport, because I just submitted for an update), why can't I now travel outside the US besides the countries mentioned? How does that keep me from returning?

2 Reply Award Share ···

thaelim • 3mo ago

I had the same question. Immigration agents aren't going to do a physical exam to see if your parts match your gender marker on your passport. They mainly care whether the passport is valid and the photo looks like you.

1 Reply Award Share ···

12 more replies

whatihavefound • 3mo ago

What programs are available to those wanting to move to New York but with little resources?

2 Reply Award Share ···

Ok-Ad-2050 • 3mo ago

They don't have the manpower for revoking passports until all the ICE run out of things to do.

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

I could see something like this being the case, they have bigger fish to fry first now that Trump's ego has been secured...

2 Reply Award Share 337 ···

Klimakhange • 3mo ago

Assuming they have their preferred gender on other documents already, what if someone doesn't have a passport yet and they applied for one with their preferred gender marker? Is this case just for changing your gender marker on a passport or will it also affect those who never had a passport beforehand?

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

They would likely get flagged. Almost every trans person is already in whatever database they are using from past actions from before this administration.

2 Reply Award Share 374 ···

1 more reply

goddess_of_harvest • 3mo ago

Hi, trans woman here.

I recently submitted my application for a passport last week. I have quite literally all my info updated with F. I had an old passport when I was 12 and that was about 18 years ago. I submitted like I'm a new applicant with everything marked F. I didn't submit an attestation with it and am just hoping I get the F marker. I did list I had an old passport that I lost and was under a different name. And marker. How likely am I to get a correct passport? I'm hoping I got in the window just in time as you said to someone with a similar situation that it could be a real coin toss

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Prepare for the strong possibility of getting a Male marker on your Passport back, with your previous Passport under that same Social Security Number (SSN) will almost certainly flag it. I'm so sorry. 💔

3 Reply Award Share 402 ···

3 more replies

bobybojunior • 3mo ago

my passport got approved literally today, so i hope it's correct, but god I feel so sad about all this. guess I'll have to wait and see when it arrives in a week.

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If it was approved today, expect it more likely than not to contain the correct gender as long as you included the attestation and has been sent out. It hasn't likely fully gotten down the chain to stop processing changes yet.

1 Reply Award Share 178 ···

1 more reply

Inner_Bag_9658 • 3mo ago

Dumb question, but, can I just go my whole life without getting a passport? It's one less document with the wrong information to worry about.

2 Reply Award Share ···

Salty_Permit4437 • 3mo ago

You only need your passport if you want to travel internationally. You can get by without it. That said, it's also a convenient proof of citizenship such as when applying to jobs etc. I keep my passport card with me so that I can use it as ID

with me so that I can use it as ID.

4 Reply Award Share ···

3 more replies

JessicaPink703 OP • 3mo ago
Legal Researcher

Yes, you can. And that's why I keep telling people who can to do what I said in #1 instead, because that is an alternate travel document. For domestically though, just make sure you have a Real ID! <3

2 Reply Award Share 269 ···

imperialimposters • 3mo ago

I have been looking for a place to ask this question. Hopefully someone here can help me...I changed my gender on my birth certificate and SS card more than a decade ago. 2-3 years after that I got my first passport so the gender issued on it was always male. I changed my name within the last few years and got a new passport with that name change under Biden. I restarted hormones a year ago after being off for like 7 years. So my photo in my passport looks nothing like me and I actually had a border patrol person (as I entered an Arab country) really scrutinize my face and the picture...I was afraid I wouldn't be let in. I know as I have more changes from T I'll look even more different from my passport photo. But I'm worried that if I try to update the photo they'll change my gender marker to F. Am I worrying for no reason since my very first passport was issued as Male and I should assume that they have no record of me being trans?

2 Reply Award Share ···

2 more replies

SkyeMagica • 3mo ago • Edited 3mo ago

Is it going to be safe for us to travel? I have a very important flight in January and I'm terrified some MAGAt airport worker is going to be like "that's not your biological sex, we're revoking your passport, try again when it's accurate."

There's no precedent for that but there's been no precedent for a lot of the shit that is going on right now.

2 Reply Award Share ···

Salty_Permit4437 • 3mo ago

They can't do that. Only the state department can revoke your passport. And there is a process for that.

2 Reply Award Share ···

1 more reply

StellarSkyla • 3mo ago

i literally just mailed my ds-82 renewal form with the orr attestation earlier today :(((((((((

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If you had a previously valid Passport with your proper gender marker on it that still hasn't expired, call your local representative or senator if they are trans friendly and press them to get the State Department to return it as it is and not process the renewal. If not, call the State Department and make sure that is documented if they are not friendly.

2 Reply Award Share 291 ···

5 more replies

riftgift • 3mo ago

not sure if anyone will be able to answer this, but this seems like the best place to try- if I have dual citizenship between the US and the UK, am I able to get around this by legally changing my gender in the UK, thereby updating that passport, and then updating my passport in the US based on those documents? Secondary question, if the resounding response to that is "it's not possible"; how much of an issue would it really be to legally change my name to one that does not match my AGAB without legally

changing my gender? Would it cause me that many real genuine problems, besides scrutiny at airports?

2 Reply Award Share ···

10 more replies

Makimachi_misao • 3mo ago

If I get married and change my name, would this affect my gender marker or would they keep what it was previously?

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

You wouldn't need to update your Passport until it's exportation if you get married. Amending it sooner could risk getting the gender marker reverted.

2 Reply Award Share 235 ···

1 more reply

Pansyprincessxxx • 3mo ago

Thank you for this beautifully written post. Do you have thoughts on the viability of the birth certificate route, ie. that if you were born in one of the handful of US states that allow you to have your birth certificate changed, will mean you can therefore still get a passport with the correct gender marker if you can have an original birth certificate?

2 Reply Award Share ···

1 more reply

Silly_Space_Whore • 3mo ago

Do you think I'll be okay to apply for a passport from scratch? I never got mine in the first place. I live in a blue state that allows us to amend birth certificates and update drivers licenses no problem.

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Probably not, they have been tracking and blocking anyone who selects a different sex marker from their AGAB (as recorded by Social Security at or near birth) from getting accurate Passports without the attestation. Now even that's gone... :(

2 Reply Award Share 185 ···

1 more reply

friendly_frog97 • 3mo ago

Hi Jessica, can I DM you?

2 Reply Award Share ···

2 more replies

Robyn1077 • 3mo ago

Thank You for your work

I have a valid passport that expires in July of 2027 with the proper name and gender marker. But I once had one in my old name and gender. What do I do when it comes time to renew

2 Reply Award Share ···

3 more replies

The_TransGinger • 3mo ago

Can I travel internationally still? I don't know if foreign customs will be understanding of me having mismatched ID's.

2 Reply Award Share ···

2 more replies

TourNo7314 • 3mo ago

I'm wondering if you have any insight on how this might affect valid passports (issued a couple years ago) with the X gender marker?

2 Reply Award Share ···

deathwish_ASR • 3mo ago

If the passport expires or is lost and you have to get a new one, the marker will be changed to your AGAB. Hopefully yours expires after the Trump term at least, and let's pray a Democrat gets elected in 2028.

2 Reply Award Share ···

1 more reply

JKM67 • 3mo ago

So if a person has a real ID with the person's desired gender marker but it was issued in a red state, will that still get you across the border into Canada?

2 Reply Award Share ···

Arizandi • 3mo ago
Transgender

No. Real ID will allow you to fly and enter federal buildings. They will not allow you to cross borders.

2 Reply Award Share ···

2 more replies

parsleyisgharsley • 3mo ago

If I haven't updated any of my documents at all, is it still a good idea for me to try to update all of my documents except for my passport or will that cause problems with doctors offices and legal matters

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

You should be able to update all of your other documents (if your state allows it) and live your life! #1 is my recommendation for those who can to have a way out of the country with accurate documentation.

2 Reply Award Share 60 ···

1 more reply

sony_alarm_clock • 3mo ago

i'm so fucking heartbroken. i gathered all my materials for a renewed passport and was going to expedite it today.

2 Reply Award Share ···

1 more reply

NoInevitable7676 • 3mo ago

Yeah I knew this was going to happen. That's why I held off on changing my name legally. I changed my passport gender to Female last November. And I know that changing my name means I gotta get a new passport again, which in this case would read Male if I did so. So according to all my legal documents, I am Female with an obviously male name. It's not the best of circumstances, as I know it will draw at least raised eyebrows from custom officials. But at least my gender marker is correct for the next ten years. Still...I'm fighting for others who are not as fortunate right now, because an attack on some is an attack on all!

2 Reply Award Share ···

Equivalent-Luck-2542 • 3mo ago

Hi ladies! FtM here. I currently live in Washington State and have the extended ID that Jessica mentioned here. I don't know how legal this is (prob not at all) but I'd be happy to allow people to use my address to receive an extended ID here in Washington, if that's what it takes. I will do anything I can to help. I currently have a correct passport but mine expires in 2027. I fully expect I'll end up with the dreaded F on mine (and I'm a burly, bearded dude). This all sucks horribly but I'll do what I can to help others.

2 Reply Award Share ···

Xyttiama • 3mo ago

Guess it's time to brush up on my Canadian, eh

2 Reply Award Share ···

1 more reply

Rainbow-Smurf9876 • 3mo ago

I've had my corrected passport for several years now. I've read about some cases where people were stopped from traveling out of the country when their gender marker on their passport doesn't match their birth marker. Since I had a passport before transitioning, the Feds def know I'm trans.

Do you have any idea if I can leave the country on my current passport?

2 Reply Award Share ···

1 more reply

aldersflowers • 3mo ago

I can't believe I missed the lead up to this. I had a lot going on this year. I am so mad at myself for not renewing before yesterday. Thank you so much for all this info.

Question. My passport is expiring in 1 year. I am AFAB and had an F passport as a kid. Then I got all my docs changed and birth certificate amended and had an M passport for the past 10 years. So the state dept will have some record of an F passport in my past.

Is there a chance there will be another window in the next year where an injunction happens again and I can apply for an expedited renewal during that window and get M?

2 Reply Award Share ···

2 more replies

lightningflashjaz • 3mo ago

Thank you so much for all your work on this ❤️❤️❤️❤️❤️❤️

2 Reply Award Share ···

Due-Rush-1801 • 3mo ago

Thank you Jessica! I was hoping to find your message again!! You are a light in this dim world!

2 Reply Award Share ···

TheRealAMD • 3mo ago
Enby Transfem

I got my passport changed during the first Trump admin under the old non-self select rules (had to submit medical provider documentation) and I'm genuinely concerned it may be seized the next time I try to use it. I visually pass sometimes but my voice makes it rather obvious and I'm worried just one transphobic CBP officer could go "you're not allowed to have this anymore"

2 Reply Award Share ···

1 more reply

KissesPaige • 3mo ago

I'm traveling internationally thanksgiving week and returning. I have a orr passport, any risk of them revoking on return? Has anyone returned internationally since the ruling?

2 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Technically? They can do so at any time. Practically? I do not expect them to realistically touch pre-existing Passports, at minimum not at this stage before litigation has fully wrapped. It would be too much of a logistical and financial headache for a variety of reasons I've previously explained.

2 Reply Award Share 89 ···

[deleted] • 25d ago

I am just finding this thread now as I research my options and was wondering if you had any insight for detransition? I originally had a passport in my birth sex, got a new one with a new name and sex marker during my transition, but have now detransitioned going back to my birth sex marker and another new name. I have updated all of my identity documents except my passport.

As I understand, they will update my name either way, right? For gender/sex, do you know what happens in cases like mine where the change is actually to reflect my AGAB and not transition?

Thanks for any info or help, and for all you've already done ❤️

2 Reply Award Share ···

6 more replies

Impossible_Food_5278 • 3mo ago

I won't freak out until they take away people hormones. And to all the people freaking out, administrations aren't forever. There is a HUGE backlash going on right now to almost everything trump is doing. The midterms are next year. We WILL have a new administration two years after that. Stay strong!

5 Reply Award Share ···

DumbOfAsh • 3mo ago

They're gonna do a whole lot more awful stuff before the next two years is up methinks

3 Reply Award Share ···

nerdpower13 • 3mo ago

So what does this mean if I never had a passport and am planning to get my gender marker and name changed soon? Will I be able to get a passport with the correct gender marker after I get it changed on my birth certificate and driver's license?

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Provably not, since it's likely they'd flag your application based on your Social Security gender marker not matching. #1 remains your best and likely only bet. ❤️

3 Reply Award Share 538 ···

5 more replies

MtF_Rylee • 3mo ago
Trans Lesbian...Mostly ;)

For now, the answer is no. I have all my documents updated to reflect my gender identity and, as of today, the passport I am waiting on will likely be returned with the marker that correlated to my birth sex and not my gender identity.

1 Reply Award Share ···

aurorasummers • 3mo ago

If a democratic president is elected again, would they be willing to upset the 4 year precedent and rescind this awful policy?

My passport only lasts until 2033... I feel almost as worried about the zeitgeist on this issue shifting further with A Gavin Newsom in charge as I do about another Maga Term back to back

3 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If a new President wants to, he or she will be able to rescind this evil policy in a day without delay.

5 Reply Award Share 373 ···

tuls-ocat • 3mo ago

To anyone reading this please don't take legal advice from strangers on the internet. Telling people to use voided passports for asylum or any other purposes are incredibly irresponsible and dangerous.

Many states classify the use of documents (especially for trans people) with "inaccurate information" as fraud.

Those with passports from Orr v Trump are still valid....for now. This will likely also change.

However since these are taking effect federally for passports there will likely be a push to update things like real ID requirements and other document forms. Why does this matter? immediate impact is the legal use of restrooms in states that still "allow" it would not be protected once updated. More long term they could make rules regarding healthcare for things like preventing treatments typically given for one sex to the other for any purpose. This would impact things like HRT, BA, SRS etc. they would essentially stop existing.

The silver lining in this is that the ruling leaves it to be intereperted as a policy stance of the government. This is not itself a law but does impact how we fall under the law. This could also mean that if we flip in the next election (assuming there is one). The new president could make it policy to self ID again like the Biden admnistration. I don't expect this hurdle to be much bigger than that without actual legislation being passed.

3 Reply Award Share ···

vault151 • 3mo ago

Jessica has been very knowledgeable and helpful through this entire fucked up journey.

I'm a trans man, but I've been coming here for her advice.

6 Reply Award Share ···

Triumph-ant85 • 3mo ago

It can't be ignored that the case isn't decided. This is just the SC saying that they vacate the lower court's injunction against Trump's policy. Yes, it indicates where they'll likely stand when they actually hear the full case, but it's not for sure. Lower courts could still decide with us and give us another window to get our passports.

1 Reply Award Share ···

mld53a • 3mo ago

And by the time it gets decided, a Democratic President (praying) could just change it back to the old policy. This isn't a Constitutional issue, it's merely an EO on sex and Passport Policy.

2 Reply Award Share ···

platinumarks • 3mo ago
Trans Pansexual

"have a concept of a plan on how to quickly evacuate either out of state or country as necessary"

I see what you did there

1 Reply Award Share ···

1 more reply

thetitleofmybook • 3mo ago
trans lesbian

i suspect they are going to work on revoking the passports of anyone who ever had their gender marker

I suspect they are going to work on revoking the passports of anyone who ever had their gender marker changed on their passport.

0 Reply Award Share ···

Newageyankee • 3mo ago

Try doing it in the United States maybe. 🤔 it's not dangerous people have all the access to info in the world I'm just saying what I experienced. You take Reddit way to seriously

0 Reply Award Share ···

TuneLinkette • 3mo ago
Transgender

What if we were to organize a protest of both trans people and cis allies to have our passport gender markers changed to a different gender, or have sex removed from them completely?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Neither are possible, sex marker changes are now banned and all Passports must have a sex marker when issued.

1 Reply Award Share 240 ···

[deleted] • 3mo ago

What're the odds this just keeps going after Trump? For all we know this might be permanent. We might never be able to get passports with our real gender on them again.

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

That will be up to each future President for what they wish the new policy to be under their respective administrations. A theoretical Democratic President may very well allow changes again in the future.

3 Reply Award Share 316 ···

1 more reply

frawairpa • 3mo ago

Now what happens if I got my legal sex corrected during the Biden administration, I pass, and never had a passport before? Would trying my luck be worth it?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

Probably not, due to you almost certainly are going to be flagged from their database of almost all past government interactions. #1 remains your best bet

1 Reply Award Share 225 ···

2 more replies

RaginRuski1925 • 3mo ago

I'm curious what happens I changed the gender marker for my birth certificate, state ID, and passport years back. However, I my dumbass lost my passport with the corrected gender marker. Should I expect them to reissue a passport with wrong gender marker?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

More likely than not, yes. :(

1 Reply Award Share 207 ···

SoccerGamerGuy7 • 3mo ago

Would this effect drivers license as well. Particularly realid?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

No, this will not affect state issued ID documents like Driver's Licenses and Photo IDs.

1 Reply Award Share 179 ···

2 more replies

CopingMechanical • 3mo ago
Trans Bisexual(?) Pre-GAHT

As someone who is way too early for doing all the legal stuff I don't plan on full 24/7 transition for a long time and definitely after this is all over. If push comes to shove and I must get out I personally would get a passport with an M marker and any legal changes would be in the country I'm seeking asylum in.

1 Reply Award Share ···

Longing2bme • 3mo ago

I'm going to keep medically transitioning. I have not changed any of my documents. At some point my photo will not match my old photos in any of my documents. I'm thinking there shouldn't be any reason that I can't just get the photos updated, right? Also what will happen when I use those documents and there's an obvious woman standing in front of them hopefully with bottom surgery by then? I would be totally in compliance with their ridiculous laws. So is there a downside if my documents are in compliance?

1 Reply Award Share ···

3 more replies

Ok-Chemical-3669 • 3mo ago

I live in PA, even if I were to expedite my passport right now, would it still be too late to do now with the hold? Don't want to go through the effort if there's any chance it'll come back wrong

1 Reply Award Share ···

2 more replies

TechieInTheTrees • 3mo ago • Edited 3mo ago

If I get my passport revoked, and signed the attestation form, but have a birth certificate with my correct gender, that is legally unamended, do I have a case that legally I have been female since the day I was born and therefore can have my correct passport, if I sue them for it or something?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

While I cannot provide specific legal advice, I highly doubt that after today's opinion anything like that would work. The guardrails of the constitutional scaffolding and our rights have been nuked. So much of the law the way it used to work is gone now.

3 Reply Award Share 160 ···

soundsdumb • 3mo ago

Can this be overturned after Trump?

1 Reply Award Share ···

JessicaPink703 OP • 3mo ago
Legal Researcher

If we still have a country and a future President wants to, yes, they can do it with a stroke of a pen on day one.

3 Reply Award Share 199 ···

Seradima • 3mo ago

Yes, just needs a new executive order. If its Newsom, dont expect anything though.

2 Reply Award Share ···

1 more reply

Big-Cartographer8171 • 3mo ago

Could the next administration fix this or is it a done deal?

1 Reply Award Share ···

2 more replies

Jakeattack77 • 3mo ago

I'm so screwed and upset I didn't get it done in time :(

1 Reply Award Share ···